

Interview Summary

Application No.

10/824,029

Applicant(s)

MERRY, RICHARD P.

Examiner

HUY-TRAM NGUYEN

Art Unit

1797

All participants (applicant, applicant's representative, PTO personnel):

(1) HUY-TRAM NGUYEN.

(3) GREG ALLEN.

(2) WALTER GRIFFIN.

(4) _____.

Date of Interview: 27 August 2009.

Type: a) ☐ Telephonic b) ☐ Video Conference

c) ☒ Personal [copy given to: 1) ☐ applicant 2) ☒ applicant's representative]

Exhibit shown or demonstration conducted: d) ☐ Yes e) ☒ No.

If Yes, brief description: _____.

Claim(s) discussed: 30.

Identification of prior art discussed: Maus (US Patent No. 7,179,429).

Agreement with respect to the claims f) ☐ was reached. g) ☒ was not reached. h) ☐ N/A.

Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments: See Continuation Sheet.

(A fuller description, if necessary, and a copy of the amendments which the examiner agreed would render the claims allowable, if available, must be attached. Also, where no copy of the amendments that would render the claims allowable is available, a summary thereof must be attached.)

THE FORMAL WRITTEN REPLY TO THE LAST OFFICE ACTION MUST INCLUDE THE SUBSTANCE OF THE INTERVIEW. (See MPEP Section 713.04). If a reply to the last Office action has already been filed, APPLICANT IS GIVEN A NON-EXTENDABLE PERIOD OF THE LONGER OF ONE MONTH OR THIRTY DAYS FROM THIS INTERVIEW DATE, OR THE MAILING DATE OF THIS INTERVIEW SUMMARY FORM, WHICHEVER IS LATER, TO FILE A STATEMENT OF THE SUBSTANCE OF THE INTERVIEW. See Summary of Record of Interview requirements on reverse side or on attached sheet.

Huy Tram Nguyen

8/27/2009

Continuation of Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments: Applicant argues that the prior art does not disclose the limitation "said first non-intumescent layer has a major surface facing said intumescent layer with a first trough in said major surface, and wherein said intumescent layer is positioned in said first trough". Further, Applicant representative refers to the definition of "trough" on Page 5, lines 17-18 of the specification. The Examiner considers that the major surface of the non-intumescent layer is the top surface of the layers 8 & 9 on Figure 2 and the trough is the center portion on the top of the surface 8. Examiner will reconsider based on the argument submitted by the applicant in their response to the outstanding office action.